IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 25TH SEPTEMBER 2007 / 3RD ASWINA 1929

Crl.MC.No. 2145 of 2007()

CC.559/2007 of JUDL. MAGISTRATE OF FIRST CLASS, MALAPPURAM
CRIME NO.599/2004 OF MALAPPURAM POLICE STATION

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PETITIONER: ACCUSED

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1. ALAVI, S/O AHAMMED(LATE),
CHALIL KIZHAKKETHALAPPIL HOUSE,
ANAKKAYAM, IRUMBUZHI,
MALAPPURAM DISTRICT.

2. UMMER, S/O KUNHALI,
KOORIMANNIL HOUSE,
ANAKKAYAM, PANAYI,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS: STATE

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1. THE STATE OF KERALA, REPRESENTED BY
THE SUB INSPECTOR OF POLICE,
MALAPPURAM POLICE STATION - THROUGH THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

ADDL 2. ANEESA, D/O.KUTTOOSA M.P.
MULLAPPALLY HOUSE,
PONMALA, TIRUR TALUK,
MALAPPURAM DISTRICT.

[R2 IS IMPLEADED AS PER ORDER DT.24/7/2007 IN CRL.M.A.NO.3554/07]

BY PUBLIC PROSECUTOR SRI.M.S.BREEZ

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 25/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

Crl.M.C.No.2145 of 2007

Dated this the 25th day of September 2007

O R D E R

The learned counsel for the petitioner submits that the petitioner has not been able to secure the presence of the respondent/de facto complainant and to file a proper application for composition as directed by this court. In these circumstances, he prays that this Criminal Miscellaneous Case may now be dismissed without any fetter on the right of the petitioner to move this court later, after securing the presence of the de facto complainant.

2. Request accepted. This petition is dismissed as agreed.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007